

House File 191 - Introduced

HOUSE FILE _____
BY WENDT and RAECKER

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to participation in varsity interscholastic
2 athletic contests and athletic competitions by students
3 participating in open enrollment.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
5 TLSB 2063HH 83
6 kh/nh/14

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1 1 Section 1. Section 282.18, subsection 13, Code 2009, is
1 2 amended to read as follows:
1 3 13. a. A pupil who participates in open enrollment for
1 4 purposes of attending a grade in grades nine through twelve in
1 5 a school district other than the district of residence is
1 6 ineligible to participate in varsity interscholastic athletic
1 7 contests and athletic competitions ~~during the pupil's first~~
~~1 8 ninety school days of enrollment in the district for the same~~
~~1 9 period as established pursuant to section 256.46 by the state~~
~~1 10 board of education for children who meet the conditions~~
~~1 11 specified in section 256.46,~~ except that the pupil may
1 12 participate immediately in a varsity interscholastic sport if
1 13 ~~the any of the following conditions exist:~~
1 14 (1) The pupil is entering grade nine for the first time
1 15 and did not participate in an interscholastic athletic
1 16 competition for another school or school district during the
1 17 summer immediately following eighth grade, if the
1 18 (2) The district of residence and the other school
1 19 district jointly participate in the sport, if the
1 20 (3) The sport in which the pupil wishes to participate is
1 21 not offered in the district of residence, if the
1 22 (4) The pupil chooses to use open enrollment to attend
~~1 23 school in another school district upon a contemporaneous~~
~~1 24 change in parental residence.~~
1 25 (5) The pupil chooses to use open enrollment to attend
1 26 school in another school district because the district in
1 27 which the student previously attended school was dissolved and
1 28 merged with one or more contiguous school districts under
1 29 section 256.11, subsection 12, if the
1 30 (6) The pupil participates in open enrollment because the
1 31 pupil's district of residence has entered into a whole grade
1 32 sharing agreement with another district for the pupil's grade
~~1 33 or if the~~
1 34 (7) The parent or guardian of the pupil participating in
1 35 open enrollment is an active member of the armed forces and
2 1 resides in permanent housing on government property provided
2 2 by a branch of the armed services.
2 3 (8) The pupil has been placed in foster care or adopted.
2 4 (9) The pupil is participating in a foreign exchange
2 5 program.
2 6 (10) The pupil is participating in a substance abuse or
2 7 mental health treatment program.
2 8 b. A pupil who has paid tuition and attended school, or
2 9 has attended school pursuant to a mutual agreement between the
2 10 two districts, in a district other than the pupil's district
2 11 of residence for at least one school year is also eligible to
2 12 participate immediately in interscholastic athletic contests
2 13 and athletic competitions under this section, but only as a
2 14 member of a team from the district that pupil had attended.
2 15 c. For purposes of this subsection, ~~"school:~~
2 16 (1) "School days of enrollment" does not include
2 17 enrollment in summer school. ~~For purposes of this subsection,~~
~~2 18 "varsity"~~
2 19 (2) "Varsity" means the same as defined in section 256.46.

EXPLANATION

2 20
2 21 This bill changes provisions relating to participation in
2 22 varsity interscholastic athletic contests and athletic
2 23 competitions by students participating in open enrollment.
2 24 The bill replaces language that makes the pupil ineligible
2 25 to participate for the first 90 school days of enrollment in
2 26 the new district, with language that makes the period of
2 27 ineligibility the same as that adopted by rule, pursuant to
2 28 Code section 256.46, by the state board of education for
2 29 children who do not meet the residence requirements for
2 30 participation in extracurricular interscholastic contests or
2 31 competitions.
2 32 The bill also adds to the list of conditions under which
2 33 pupils may immediately participate in varsity athletics. The
2 34 new conditions include a contemporaneous change in parental
2 35 residence, placement in foster care, adoption, participation
3 1 in a foreign exchange program, and participation in a
3 2 substance abuse or mental health treatment program.
3 3 LSB 2063HH 83
3 4 kh/nh/14